

DISPOSITION: July 6, 1948. B. J. Fayette, trading as the Vermont Fruit & Grocery Co., Burlington, Vt., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled under the supervision of the Food and Drug Administration.

**13659. Misbranding of canned peas. U. S. v. 33 Cases \* \* \* (and 1 other seizure action).** (F. D. C. Nos. 22225, 22231. Sample Nos. 90727-H, 90728-H.)

**LIBELS FILED:** January 28 and 29, 1947, District of Columbia and District of Maryland.

**ALLEGED SHIPMENT:** On or about October 30 and 31, 1946, by the Mineral Point Co-Operative Packers, Inc., from Mineral Point, Wis.

**PRODUCT:** Canned peas. 33 cases at Washington, D. C., and 49 cases at Mount Rainier, Md. Each case contained 24 1-pound, 4-ounce, cans of the product

**LABEL, IN PART:** "Good Meal Brand Wisconsin Early June Peas."

**NATURE OF CHARGE:** Misbranding, Section 403 (h) (1), the article was below standard in quality because of high alcohol-insoluble solids.

**DISPOSITION:** March 3, 1947. Default decrees of condemnation. The product was ordered delivered to charitable institutions.

**13660. Adulteration of frozen spinach. U. S. v. 1,992 Cases \* \* \*. (F. D. C. No. 24645. Sample No. 26053-K.)**

**LIBEL FILED:** May 20, 1948, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about December 30, 1947, by the Terminal Refrigerating Co., Los Angeles, Calif.

**PRODUCT:** 1,992 cases, each containing 24 14-ounce packages, of frozen spinach at St. Louis, Mo.

**LABEL, IN PART:** "Hemet Spinach \* \* \* Packed by Hemet Packing Co. Hemet, Calif."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its unpleasant taste and odor, which rendered it unpalatable.

**DISPOSITION:** September 23, 1948. Default decree of condemnation and destruction.

**13661. Adulteration of canned spinach. U. S. v. 273 Cases \* \* \* (and 2 other seizure actions).** (F. D. C. Nos. 22328, 22387, 22445. Sample Nos. 38412-H, 67817-H, 67819-H.)

**LIBELS FILED:** December 27, 1946, and January 14 and 28, 1947, Eastern District of Oklahoma, Eastern District of Michigan, and Western District of Oklahoma.

**ALLEGED SHIPMENT:** March 20 and May 31, 1946, by Whiteside Cannery, Van Buren, Ark.

**PRODUCT:** Canned Spinach. 273 cases at Ardmore, Okla., 367 cases at Norman, Okla., and 49 cases at Ann Arbor, Mich. Each case contained 24 1-pound, 2-ounce cans.

**LABEL, IN PART:** "Nu Crest Brand Spinach \* \* \* Packed for Record Supply Corporation, Chicago, Illinois" or "Staff-O-Life Brand \* \* \* Distributed by Cannery Exchange Inc., Springfield, Mo."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination showed that the product was decomposed.)

**DISPOSITION:** February 13 and March 13 and 18, 1947. Default decrees of condemnation. The Ann Arbor lot was ordered delivered to a Federal institution, for use as fertilizer, and the remaining lots were ordered destroyed.

**13662. Misbranding of canned spinach. U. S. v. 433 Cases \* \* \*. (F. D. C. No. 21779. Sample No. 72571-H.)**

**LIBEL FILED:** December 17, 1946, Northern District of Texas.

**ALLEGED SHIPMENT:** On or about July 5, 1946, by the Hinton Food Products Co., from Rogers, Ark.